

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

In re: CHAPTER 7
Case No.

KARI ZANGERLE
Debtor

94-60663KW

NORWEST BANK IOWA, N.A.,
Card Services Division,
Plaintiff

v.

KARI ZANGERLE
Defendant

Adversary Proceeding No.
94-6091KW

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA
JUN 29 1995
BARBARA A. EVERLY, CLERK

JUDGMENT

The issues of this proceeding having been duly considered by the Honorable Paul J. Kilburg, United States Bankruptcy Judge, and a decision having been reached without trial or hearing,

IT IS ORDERED AND ADJUDGED: that the Defendant's debt in the amount of \$2,045.68 is excepted from discharge pursuant to 11 U.S.C. Section 523(a)(2)(A).

IT IS FURTHER ORDERED Judgment is entered in favor of the plaintiff and against the defendant in the amount of \$2,045.68 plus interest at the rate of 15.0% per annum plus the costs of this action.



[Seal of the U.S. Bankruptcy Court]
Date of Issuance: June 29, 1995

BARBARA A. EVERLY
Clerk of Bankruptcy Court

By: *Michael A. Dobay*
Deputy Clerk

Recorded Vol V
Page 31

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA

IN RE:)	CASE NO. 94-60663-KW
)	ADVERSARY NO. 94-6091KW
KARI ZANGERLE,)	
)	
Debtor.)	

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

JUN 29 1995

BARBARA A. EVERLY, CLERK

NORWEST BANK IOWA, NATIONAL,)	
ASSOCIATION, Card Services Division,)	
)	
)	
Plaintiff,)	CONSENT ORDER AND
)	JUDGMENT ENTRY
vs.)	
)	
KARI ZANGERLE,)	
)	
Defendant.)	

NOW on this 29 day of June, 1995, this matter comes before the court. The court finds that on July 15, 1994, the Plaintiff filed a Complaint to Determine the Dischargeability of the Defendant's Debt of \$2,045.68 pursuant to 11 U.S.C. §523(a)(2)(A).

The Court finds that the parties have entered into a Stipulated Motion for Entry of Judgment that the Defendant's debt in the amount of \$2,045.68 is excepted from discharge pursuant to 11 U.S.C. §523(a)(2)(A).

The court further finds that the parties stipulate and agree to the entry of Judgment in favor of the Plaintiff in the sum of \$2,045.68 plus interest at the rate of 15.0% and the costs of this action.


ACCORDINGLY, IT IS THEREFORE ORDERED that the Defendant's debt in the

19

amount of \$2,045.68 is excepted from discharge pursuant to 11 U.S.C. §523(a)(2)(A).

IT IS FURTHER ORDERED that a Judgment be entered in favor of the Plaintiff against the Defendant in the amount of \$2,045.68 plus interest at the rate of 15.0% per annum plus the costs of this action.


The Court further enters judgment in favor of the Plaintiff for \$150.00 pursuant to this Court's Order of March 10, 1995.


Paul J. Kilburg, Bankruptcy Judge
Northern District of Iowa

Prepared and submitted by:

G. Mark Rice, 504-64-2288
620 Hubbell Building
Des Moines, IA 50309
(515) 246-1400
ATTORNEY FOR NORWEST BANK
IOWA, N.A.

APPROVED AS TO FORM AND CONTENT:


Don Gottschalk 480 52-5765
704 Main Street
P.O. Box 523
Cedar Falls, IA 50613
ATTORNEY FOR DEFENDANT

Notice sent to: *W. Rudymant*

G. Mark Rice
620 Hubbell Building
Des Moines, IA 50309

Don E. Gottschalk
704 Main Street
PO Box 523
Cedar Falls, IA 50613

US Trustee - CR
Law Building Suite 400
225 2nd Street SE
Cedar Rapids, IA 52401

6-29-95
mgf

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA

JUL 13 1995

BARBARA A. EVERLY, CLERK

IN RE:)
)
KARI ZANGERLE,)
)
Debtor.)

CASE NO. 94-60663-KW
ADVERSARY NO. 94-6091KW

NORWEST BANK IOWA, NATIONAL,)
ASSOCIATION, Card Services Division,)
)
)
Plaintiff,)
vs.)
)
KARI ZANGERLE,)
)
Defendant.)

AFFIDAVIT IN SUPPORT
OF BILL OF COSTS

STATE OF IOWA)
)SS.
POLK COUNTY

I, G. Mark Rice, being first duly sworn upon oath deposes and states as follows:

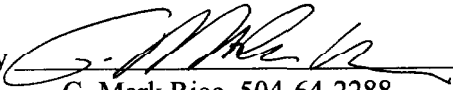
1. I am an attorney duly licensed to practice law in the State and Federal courts of Iowa.
2. I am the attorney for the Plaintiff, Norwest Bank Iowa, N.A.
3. The Plaintiff, Norwest Bank Iowa, N.A., Card Services Division, incurred costs of \$120.00 for filing its complaint in the above-captioned matter.
4. I have personal knowledge that the Plaintiff advanced this sum and that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged for were actually and necessarily performed.

Recorded
Vol. II
page 31

5. The Defendant, Kari Zangerle, is not in the military service of the United States of American, not in the military forces of any nation allied with the United States of American in the prosecution of present war, nor has she been ordered to report for induction under the provision of the Selective Training and Service Act of 1940, as amended, and she has not been ordered to report for service as a member of the Enlisted Reserve Corps, nor is the Defendant entitled to any of the privileges under the provisions of the said Soldiers' and Sailors' Civil Relief Act of 1940, or amendments, as I verily believe.


6. The statements contained herein are true and correct as I verily believe.

ADAMS & HOWE, P.C.

By 
G. Mark Rice, 504-64-2288
620 Hubbell Building
Des Moines, IA 50309
(515) 246-1400

ATTORNEY FOR NORWEST BANK IOWA,
N.A., CARD SERVICES DIVISION

Subscribed and sworn to before me on this 10th day of July, 1995.


Notary Public in and for the State
of Iowa

Comm Exp 6-21-98

Copies to:

Don Gottschald
704 Main Street
P.O. Box 523
Cedar Falls, IA 50613

Copy returned
7-13-95 mg

PROOF OF SERVICE

The undersigned certifies that the foregoing instrument was served upon all parties to the above cause to each of the attorneys of record herein at their respective addresses disclosed on the pleadings on 11-11, 1995.

BY: ☒ U.S. Mail ☐ FAX
☐ Hand Delivered ☐ Overnight Courier
☐ Federal Express ☐ Other:

Signature: [Handwritten Signature]

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

JUL 17 1995

BARBARA A. EVERLY, CLERK

In re

Bankruptcy Case No.

Kari Zangerle

Debtor

94-60663-KW

Norwest Bank Iowa, N.A., Card Plaintiff

Adversary Proceeding No.

Services Division

VS.

Defendant

94-6091KW

Kari Zangerle

BILL OF COSTS

Notice is given that the following Bill of Costs will be presented to the bankruptcy clerk at the following place and time:

Address	800 The Center, 425 Second St. SE P. O. Box 74890 Cedar Rapids, IA 52407	Room	800
		Date and Time	July 17, 1995 11:00 a.m.

Judgment was entered in the above entitled action on June 29, 1995 against Kari Zangerle
(date) (date)

The clerk of the bankruptcy court is requested to tax the following as costs:

Fees of the clerk	\$	
Fees for service of summons and complaint	\$	120.00
Fees of the court reporter for any and all part of the transcript necessarily obtained for use in the case	\$	
Fees and disbursements for printing	\$	
Fees for witnesses (itemized on reverse)	\$	
Fees for exemplifications and copies of papers necessarily obtained for use in this case	\$	
Docket fees under 28 U.S.C. § 1923	\$	
Costs incident to taking of depositions	\$	
Costs as shown on Mandate of appellate court	\$	
Other costs [Please itemize]	\$	
	\$	
	\$	
TOTAL	\$	120.00

DECLARATION

I, attorney for Norwest Bank Iowa, N.A. declare under penalties of perjury that the
(name of party)

foregoing costs are correct and were necessarily incurred in this action, that the services for which fees have been charged were actually and necessarily performed, and that a copy of this Bill of Costs was mailed this day with postage fully prepaid to:

Name and Address of Judgment Debtor

Kari Zangerle
723 South Street
Waterloo, IA 50701-1529

7/6/95
Date

Signature of Attorney

COSTS ARE TAXED IN THE FOLLOWING AMOUNT AND INCLUDED IN THE JUDGMENT: \$ 120.00

July 17, 1995

Date _____

By:

Clerk of the Bankruptcy Court
BARBARA A. EVERLY

~~XXXXXXXXXX~~

Recorded: Vol 5
page 31

Copy to: G. Mark Rice, Don Gottschalk, U.S. Trustee this 7/17/95 *Wesley* Deputy Clerk,
Bankruptcy Court, P O Box 74890, Cedar Rapids, IA 52407

WITNESS FEES (computation, cf. 28 U.S.C. 1821 for statutory fees)

[illegible]

NOTICE

Section 1924, Title 28, U.S. Code provides:

"Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed."

Section 1920 of Title 28 reads in part as follows:

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

The Bankruptcy Rules contain the following provisions:

Bankruptcy Rule 7054(b)

"COSTS. The court may allow costs to the prevailing party except when a statute of the United States or these rules otherwise provides. Costs against the United States, its officers and agencies shall be imposed only to the extent permitted by law. Costs may be taxed by the clerk on one day's notice; on motion served within five days thereafter, the action of the clerk may be reviewed by the court."

Bankruptcy Rule 9006(f)

"ADDITIONAL TIME AFTER SERVICE BY MAIL. When there is a right or requirement to do some act or undertake some proceeding within a prescribed period after service of a notice or other paper and the notice or paper other than process is served by mail, three days shall be added to the prescribed period."

Bankruptcy Rule 9021(a) (in part)

~~"Entry of the judgment shall not be delayed for the taxing of costs."~~

YOU MUST CALL the Clerk at 319/362-9696 to obtain a time for this to be set....

DO NOT SERVE, or send to Clerk's Office, WITHOUT HAVING OBTAINED A DATE & TIME.

*Also, your affidavit must be attached. Include Military statement..

NOTE: →

NOTE: →